ORIGINAL

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

NORTHERN District of CALIFORNIA

GOOGLE INC., a Delaware corporation,

Plaintiff,

V.

AFFINITY ENGINES, INC., a Delaware corporation

Defendant.

SUMMONS IN A CIVIL CASE

CASE NUMBER: C 05 00598 BZ

E-FILING

TO: (Name and address of Defendant)

AFFINITY ENGINES, INC.
165 University Avenue
Palo Alto, CA 94301

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

JAMES A. DIBOISE, State Bar No. 83296
DAVID H. KRAMER, State Bar No. 168452
COLLEEN BAL, State Bar No. 167637
WILSON SONSINI GOODRICH & ROSATI
Professional Corporation
650 Page Mill Road
Palo Alto, CA 94304-1050
Telephone: (650) 493-9300
Facsimile: (650) 565-5100

an answer to the complaint which is served on you with this summons, within Twenty (20) days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

Richard W. Wieking

CLERK

FEB 09 2005

DATE

Rita Betancourt

(By) DEPUTY CLERK RITA BETANCOURT

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ATTORNEY OR PARTY WITHOUT ATTORNEY (Name and Address) TELEPHONE NO. FOR COURT USE ONLY

WILSON,SONSINI,GOODRICH, ET AL. (650) 493-9300

650 Page Mill Road
Palo Alto, CA 94304-1050

Inv. # 00085178-01

UNITED STATES DISTRICT COURT,NORTHERN DISTRICT
SAN FRANCISCO, CA 94102-0000

GOOGLE INC. vs AFFINITY ENGINES, INC.

CASE NUMBER

PROOF OF SERVICE HEARING C-05-00598 BZ

1. At the time of service I was at least 18 years of age and not a party to this action, and I served copies of the:

SEE ATTACHED ADDENDUM FOR LIST OF DOCUMENTS;

2. a. Party served: AFFINITY ENGINES, INC.
b. Person Served: STEVE LOUGHLIN
AUTHORIZED AGENT
c. Address: 165 UNIVERSITY AVENUE
PALO ALTO, CA 94301

3. I served the party named in item 2
a. by personally delivering the copies
(1) on 02/09/2005
(2) at: 04:04pm

4. The "Notice to the Person Served" (on the summons) was completed:

G. VARTANIAN
REGISTERED INDEPENDENT CONTRACTOR

Fee for Service: $58.50

Swift Attorney Service
Process & Courier Service, Legal Photocopy and Investigations Lic. # PI 23636
Adjacent to Superior Court Entrance
500 Allerton Street, Suite 105 • P.O. BOX 5324
REDWOOD CITY, CA 94063
(650) 364-9612 • FAX (650) 364-3305

Registration No. 225
County: San Mateo
Registered California Process Server.

6. [X] I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: 02/10/2005

(SIGNATURE)

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name and Address)

TELEPHONE NO.

FOR COURT USE ONLY

WILSON, SONSINI, GOODRICH, ET AL.

(650) 493-9300

Inv. #

00085178-02

650 Page Mill Road
Palo Alto, CA 94304-1050

UNITED STATES DISTRICT COURT NORTHERN DISTRICT
SAN FRANCISCO BRANCH

CASE NUMBER

GOOGLE INC. vs AFFINITY ENGINES, INC.

C-05-00598 BZ

PROOF OF SERVICE

At the time of service I was at least 18 years of age and not a party to this action. I served copies of the:

SEE ATTACHED ADDENDUM FOR LIST OF DOCUMENTS;

as follows:

Name of Attorney:	G. HOPKINS GUY, III
Delivered to:	DOROTHY NASH
Title:	RECEPTIONIST
Date of Delivery:	02/09/2005
Time:	04:25pm
Address of Service:	1000 MARSH ROAD MENLO PARK, CA

Manner of Service:

Delivery to Law Office: Service was made by delivery to the attorney's office; or by leaving the document(s) with his clerk therein; or with a person having charge thereof; or if there was no such person in the office, by leaving them between the hours of nine in the morning and five in the afternoon, in a conspicuous place in the office. (CCP 1011(1))

G. VARTANIAN
REGISTERED INDEPENDENT CONTRACTOR

Swift Attorney Service
Process & Courier Service, Legal Photocopy and Investigations Llc. # PI 23636
Adjacent to Superior Court Entrance
500 Allerton Street, Suite 105 • P.O. BOX 5324
REDWOOD CITY, CA 94063
(650) 364-9612 • FAX (650) 364-3305

Fee for Service: $54.50

Registration No. 225
County: San Mateo
Registered California Process Server.

6. ☒ I declare under penalty of perjury under the laws of the State of California that the foregoing is true and corre

Date: 02/10/2005

(SIGNATURE)

1. Civil Cover Sheet
2. Summons in a Civil Case
3. Complaint for Copyright Infringement, Declaratory Relief & Lanham Action Violations
4. Order Setting Initial Case Management Conference (w/attachments)
5. District Court Fee Schedule Summary
6. U. S. District Court Guidelines
7. General Order No. 45
8. Blank Waiver of Service of Summons
9. General Order No. 40
10. ADR Instruction Forms
11. ADR Certification Form
12. Declination to Proceed Before a Magistrate Judge and Request for Reassignment to a United States Judge
13. Consent to Proceed Before a U. S. Magistrate Judge
14. Notice of Assignment of Case